

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SAVIBANK.

**Plaintiff,**

V.

M/Y FREQUENSEA, Official Number  
1098950, her mast, bowsprit, boat, anchors,  
cables, chains, rigging, tackle, apparel,  
furniture, and appurtenances, *in rem*, and  
MICHAEL R. PRICE, *in personam*,

### Defendants.

IN ADMIRALTY

NO. 2:23-cv-00966-JHC

**ORDER GRANTING MOTION TO  
MODIFY ORDER GRANTING  
PLAINTIFF'S MOTION FOR  
ALTERNATIVE SERVICE**

This matter comes before the Court on Plaintiff's Motion to Modify Order Granting Plaintiff's Motion for Alternative Service (Dkt. # 30) so that Plaintiff is not required to publish its lengthy Complaint in the Seattle Daily Journal Commerce. None of the Defendants have appeared in this action and Plaintiff's motion is unopposed.

Fed. R. Civ. P. 60(b) permits modification of an order for “mistake,” “inadvertence,” or “any other reason that justifies relief.” In granting Plaintiff’s Motion for Alternative Service, the Court adopted Plaintiff’s Proposed Order which mistakenly included a

**ORDER GRANTING MOTION TO MODIFY ORDER GRANTING  
PLAINTIFF'S MOTION FOR ALTERNATIVE SERVICE**

1 requirement that the Summons *and* Complaint be published in the Seattle Daily Journal of  
2 Commerce. RCW 4.28.100, however, only requires publication of the Summons.

3 Pursuant to Fed. R. Civ. P. 60(b), the Court hereby GRANTS Plaintiff's Motion,  
4 modifies its previous Order (Dkt. # 29), and removes the previous Order's requirement that  
5 Plaintiff publish the Complaint in the Seattle Daily Journal of Commerce; the *Summons* shall  
6 be published once each week for six consecutive weeks in the Seattle Daily Journal of  
7 Commerce, a daily (Monday-Saturday) newspaper of general circulation in King County,  
8 Washington. All other provisions of the Order Granting Plaintiff's Motion for Alternative  
9 Service remain.

10

11 SO ORDERED this 13<sup>th</sup> day of February, 2024.

12   
13

14 JOHN H. CHUN  
15 UNITED STATES DISTRICT JUDGE  
16  
17  
18  
19  
20  
21  
22  
23

ORDER GRANTING MOTION TO MODIFY ORDER GRANTING  
PLAINTIFF'S MOTION FOR ALTERNATIVE SERVICE

Page 2 - Case No 2:23-cv-00966-JHC.